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Attorneys for Plaintiff GENENTECH, INC.

Attorneys for Defendant THE TRUSTEES  
OF THE UNIVERSITY OF  
PENNSYLVANIA

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

GENENTECH, INC.,  
Plaintiff  
v.  
THE TRUSTEES OF THE UNIVERSITY OF  
PENNSYLVANIA,  
Defendant and Counterclaimant

Case No. 5:10-cv-02037-LHK (PSG)

**STIPULATED AGREEMENT ON  
BRIEFING SCHEDULE CHANGE FOR  
RESPONSE TO GENENTECH'S LETTER  
BRIEF MOTIONS FILED OCTOBER 4**

Judge: Hon. Paul S. Grewal

**STIPULATED AGREEMENT ON OPPOSITION BRIEFING SCHEDULE**

WHEREAS, on October 4, 2011, plaintiff Genentech, Inc. ("Genentech") filed two motions: (1) Plaintiff's Letter Brief Motion to Compel Additional Deposition Time and (2) Plaintiff's Letter Brief Motion Seeking a Determination as to Defendant's Claim of Privilege (collectively, "Genentech's October 4 Motions"); and

WHEREAS, pursuant to the Court's June 7, 2011 Order, oppositions to Genentech's October 4 Motions would ordinarily be due this Friday, October 7, 2011; and

WHEREAS, due to one of the University's main counsel falling ill this week, the parties have conferred regarding the briefing schedule on these motions; and

WHEREAS, despite Genentech's desire to resolve these motions as soon as possible in advance of the November 1 fact-discovery cutoff, it has agreed to a time extension; and

THE PARTIES NOW THEREFORE AGREE: the University of Pennsylvania will file and serve its oppositions to Genentech's October 4 Motions by Wednesday, October 12, 2011.

SO STIPULATED:

Dated: October 6, 2011

Respectfully submitted,

KEKER & VAN NEST LLP

By: //Ashok Ramani

Ashok Ramani (#200020)  
Attorneys for Plaintiff and Counterclaim-  
Defendant GENENTECH, INC.

Dated: October 6, 2011

Respectfully submitted,

IRELL & MANELLA LLP

By: //Raymond LaMagna

Raymond LaMagna (#244821)  
Attorneys for Defendant and Counterclaimant  
THE TRUSTEES OF THE UNIVERSITY OF  
PENNSYLVANIA

1 PURSUANT TO STIPULATION, IT IS HEREBY BY ORDERED that:

2 The University of Pennsylvania will file and serve its oppositions to Genentech's  
3 October 4 Motions by Wednesday, October 12, 2011.  
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5 IT IS SO ORDERED  
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7 Dated: \_\_\_\_ October 6, 2011

8 By: Paul S. Grewal  
9 Honorable Paul S. Grewal  
United States Magistrate Judge  
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**SIGNATURE ATTESTATION**

Pursuant to General Order 45(X), I hereby attest that concurrence in the filing of the attached document has been obtained from Ashok Ramani, counsel to Genentech, Inc.

By: // Raymond LaMagna

Raymond LaMagna (#244821)  
Attorneys for Defendant and Counterclaimant  
THE TRUSTEES OF THE UNIVERSITY OF  
PENNSYLVANIA